

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,)
Plaintiff,) CASE NO. MJ23-174
v.)
DE'ONDRE LAMONTIA PHILLIPS,) DETENTION ORDER
Defendant.)

)

Offenses charged:

1. Straw Purchasing of Firearms
2. Trafficking in Firearms
3. Possession of Controlled Substances with Intent to Distribute
4. Possession of a Firearm in Furtherance of a Drug Trafficking Crime
5. Unlawful Possession of Firearms

Date of Detention Hearing: April 20, 2023.

The Court, having conducted a detention hearing pursuant to 18 U.S.C. §3142(f) and

01 based upon the factual findings and statement of reasons for detention hereafter set forth, finds
02 that no condition or combination of conditions which defendant can meet will reasonably assure
03 the appearance of defendant as required and the safety of other persons and the community.

04 **FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION**

05 1. Defendant has been charged with a drug offense, the maximum penalty of which
06 is in excess of ten years, as well as a violation of 18 U.S.C. § 924(c). There is therefore a
07 rebuttable presumption against defendant as to both dangerousness and flight risk, under 18
08 U.S.C. § 3142(e). Defendant was arrested with two firearms in his vehicle, and a further 21
09 firearms in his residence and garage. Agents also discovered blue M30 pills,
10 methamphetamine and a digital scale in his vehicle, and blue M30 pills, methamphetamine and
11 over \$22,000 in cash in his apartment. At the time of his arrest, Defendant fled on foot before
12 being apprehended. Defendant has a significant and violent criminal history involving firearm
13 possession, assault with a firearm, and assault second degree with a deadly weapon. These
14 offenses involved Defendant shooting victims on two separate occasions. Defendant also has
15 a prior conviction for heroin trafficking.

16 2. Defendant poses danger to the community based upon the nature of the charged
17 offenses involving the possession of a very large number of firearms and controlled substances.
18 GPS monitoring would not mitigate the risk of continued conduct because it is alleged
19 Defendant was using a straw purchaser to obtain the firearms. Defendant's prior use of
20 firearms to injure victims is of considerable concern, as well as the possession of firearms in
21 combination with large quantities of alleged fentanyl and methamphetamine. Defendant poses
22 as a risk of flight based on his flight from arrest and prior failures to appear.

3. There does not appear to be any condition or combination of conditions that will reasonably assure the defendant's appearance at future Court hearings while addressing the danger to other persons or the community.

It is therefore ORDERED:

1. Defendant shall be detained pending trial, and committed to the custody of the Attorney General for confinement in a correction facility separate, to the extent practicable, from persons awaiting or serving sentences or being held in custody pending appeal;
2. Defendant shall be afforded reasonable opportunity for private consultation with counsel;
3. On order of the United States or on request of an attorney for the Government, the person in charge of the corrections facility in which defendant is confined shall deliver the defendant to a United States Marshal for the purpose of an appearance in connection with a court proceeding; and
4. The Clerk shall direct copies of this Order to counsel for the United States, to counsel for the defendant, to the United States Marshal, and to the United State Probation Services Officer.

DATED this 21st day of April.

Shane Vaughan

S. KATE VAUGHAN
United States Magistrate Judge